Case: 30CO1:20-cv-21106-M	1W Document #: 1 Fi	led: 08/21/2020	Page 1 of 3
	Court Identification	Case Year	Docket Number
. COVER SHEET	Docket Number		
Civil Case Filing Form	الكلما إقاما	2020	01106
(To be completed by Attorney/Party	County# Judicial Count ID District (CH, CI, CO)		
Prior to Filing of Pleading)			Local Dockel ID
	083130		
Mississippi Supreme Court Form AOC Administrative Office of Courts (Revised 1/1/20			Case Number if filed prior to 1/1/94
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IN THE COUNTY	Y COURT OF JACKSON	COUNTY	
Short Style of Case: <u>Christine Bernard v. DG Logistics</u> L Party Filing Initial Pleading: Type/Print Name <u>CORBAN</u>	LLC; and John & Jane Does A; B; C; and D	12- A - THE	Bar No. 101752
Check (/) if Not an Attorney Check (/)	') if Pro Hac Vice Signature		Dai 190. 101732
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PLAINTIFF - PARTY(IES) INITIALLY BRINGING SUIT SHOULD BE E			
Individual Bernard Christi)	
Last Name F	First Name Malden Na	ame, if Applicable M	Iddle Init. Jr/Sr/III/IV
Address of Plaintiff 2333 Grain Elevator Rd. LucedateCheck (✓) if Individual Plaintiff is acting in capacity a	ie, MS as Executor(trix) or Administrator(trix) of an E	Estate, and enter style:	
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Check (/) if Individual Plaintiff is acting in capacity at D/B/A / Agency		Agency, and enter entity:	
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Individual	(
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Business DG Logistics, LLC			
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ATTORNEY FOR THIS DEFENDANT: Bar No.	. or Name:	· · · · · · · · · · · · · · · · · · ·	Pro Hac Vice (√)
In left hand column, check one (1) box that best describes	Probate	Children and M	linora - Non-Domestic
the nature of this suit. In right hand column check all	Accounting (Probate) Birth Certificate Correction	Adoption - Nonco	intested
boxes which indicate secondary claims. Business/Commercial	Commitment	Consent to Abort	
Accounting (Business)	Conservatorship Guardianship	Other	ersonal Injury
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Other	Declaratory Judgment	Chemical Spill	
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☐ ☐ Child Custody/Visitation ☐ ☐ Child Support	Extraordinary Writ	Hearing Loss	•
Contempt Divorce; Fault	Federal Statutes Injunction or Restraining Order	Radioactive Mate	rials
Divorce: Irreconcilable Differences	Municipal Annexation	Rea	Property
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Other	Justice Court MS Employmt Security Comm'ri	Title, Boundary &	
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Document #: 1

Filed: 08/21/2020

Page 2 of 3

CORBAN GUNN, PLLC

Attorney At Law

P.O. Box 1466, Biloxi, MS 39533

Tel: (228) 284-6805 Fax: (228) 284-6806 corban@corbangunn.com www.corbangunn.com





AHG 2 1 2020

August 20, 2020

RANDY CARNEY, CLERK
BY______D.O

Randy Carney County Court, Jackson County

RE: Christine Bernard v. DG Logistics, LLC

Dear Sir:

Enclosed herewith, please find the following:

- 1. Filing Fee
- 2. Complaint
- 3. Summons
- 4. Copy for our file
- 5. Return Envelope

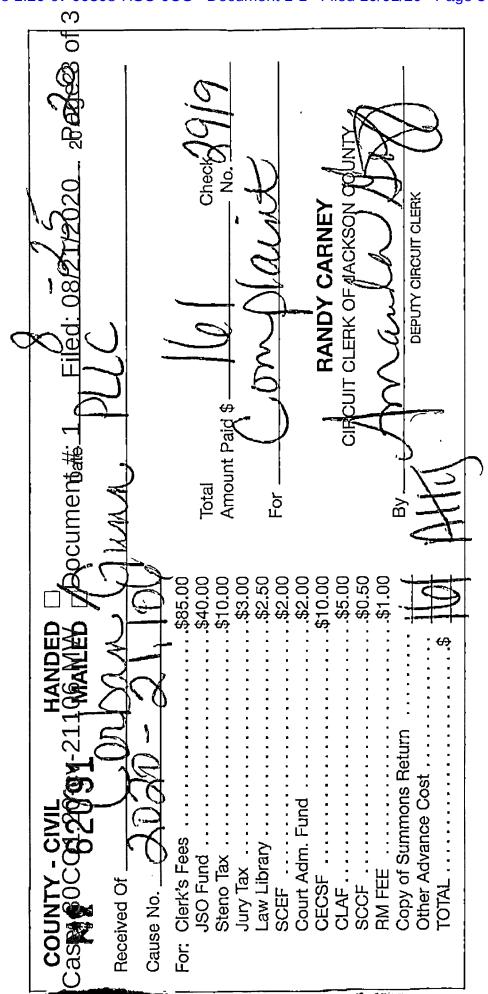
Please file in your traditional manner and return a filed copy to us in the envelope provided. Thank you for your assistance in this matter.

Very truly yours,

Brandi McCrory, Paralegal

/bm

Enclosures



Document #: 2

Filed: 08/21/2020

Page 1 of 4

IN THE COUNTY COURT OF JACKSON COUNTY, MISSISSIPPI

CHRISTINE BERNARD

FILED

PLAINTIFF

VERSUS

AUG 2 1 2020 AUSE NO .: CD-2020-2(106)
RANDY CARNEY CLEDIC

DG LOGISTICS, LLC; AND
JOHN AND JANE DOES A: B; C; AND D

AND D

DEFENDANTS

COMPLAINT

(JURY DEMAND REQUESTED)

COMES NOW, the Plaintiff, by and through undersigned counsel, and files this her Complaint against Defendants DG Logistics, LLC and John and Jane Does A-D for negligence and other causes of action, and in support thereof would show the Court as follows, to-wit:

PARTIES

- 1. Plaintiff Christine Bernard is an adult resident citizen of Jackson County, Mississippi.
- 2. Defendant DG Logistics, LLC is a foreign limited liability corporation doing interstate commerce in the State of Mississippi as an interstate motor carrier with USDOT Number 852587 and MCS-90 certificate. Defendant committed a tort in the State of Mississippi. Defendant may be served with process on its registered agent for service of process Corporation Service Company located at 2908 Poston Ave., Nashville, TN 37203-1312 in the time and manner prescribed by law.
- 3. Defendants John and Jane Does A-D are individuals, corporations, or other entities that caused or contributed to cause the injuries and damages to the Plaintiff, but whose identities are presently unknown to the Plaintiff. Plaintiff will amend her Complaint at a future date to properly identify John and Jane Doe Defendants, if any, once their liability (ies) are learned and their liability ascertained.

JURISDICTION AND VENUE

Case: 30CO1:20-cv-21106-MW Document #: 2 Filed: 08/21/2020 Page 2 of 4

4. This Court has proper in personam and subject matter jurisdiction. This Court is the proper venue for this action.

FACTS AND CAUSES OF ACTION

- 5. At all material times herein mentioned throughout this Complaint, the negligence of the agents, servants, representations, and employees, including Marco Lamar Malone, of Defendants, and each of them, is imputed to Defendants for which they are jointly and severally liable. Further, at all times relevant hereto, Defendants' agents, employees, servants, and representatives were acting within the course and scope of their employment and/or with and for Defendants and as such Defendants, and each of them, are jointly and severally liable.
- 6. On or about December 27, 2019, Plaintiff was operating her vehicle northbound on Telephone Road / MS Hwy 613 in the right-hand lane in Jackson County, Mississippi. Plaintiff was properly operating her vehicle.
- 7. At the same time, Defendant's commercial vehicle, operated by its employee Marco Lamar Malone, was attempting to back into the Dollar General parking lot located at 1603 Telephone Road. Defendant's commercial vehicle suddenly and without warning pulled forward striking Plaintiff's vehicle. The actions of Defendant's employee in operating its commercial vehicle was negligent. As a result of the subject collision, Plaintiff suffered injuries and damages.
- 8. Plaintiff charges that Defendants, and each of them, were negligent, and that said negligence caused or proximately contributed to cause the subject car collision and the personal injuries and property damaged suffered by Plaintiff.
- 9. Plaintiff alleges that Defendants were negligent in one or more of the following respects which caused or proximately contributed to the subject car collision and Plaintiff's injuries and damages: (1) In negligently failing to control the movement and momentum of the commercial

vehicle; (2) In negligently operating the commercial vehicle with reckless disregard for other vehicles and persons utilizing the road; (3) In negligently failing to keep a proper lookout; (4) In negligently failing to follow the rules of the road; (5) In negligently striking the side of Plaintiff's vehicle.

DAMAGES

10. But for Defendants' negligence and other causes of action described in each of the preceding paragraphs, Plaintiff would not have suffered the injuries and damages complained herein. The negligent conduct of Defendants, individually and collectively, discussed herein above, were the proximate and contributing cause of the injuries and damages suffered by Plaintiff.

11. As a direct and proximate result of the negligence of Defendants, individually and collectively, as set forth above, Plaintiff has sustained and suffered numerous injuries and damages. Plaintiff received medical treatment for her injuries sustained in connection with the subject car collision and has incurred reasonable and necessary medical expenses. In addition to medical expenses incurred, Plaintiff has endured and will continue to endure much pain and suffering, as well as emotional and mental anguish.

12. Plaintiff sustained and suffered numerous injuries and damages, including but not limited to (a) Serious injuries; (b) Pain and Suffering; (c) Medical treatment and expenses; (d) Emotional and mental anguish; (e) Property damage to her vehicle; (f) Consequential expenses; and (g) Loss of enjoyment of life.

13. As a direct and proximate result of Defendants' negligence as set forth in each of the preceding paragraphs, Plaintiff is entitled to and demands from Defendants, jointly and severally, the following damages: (a) Any and all damages set forth in the preceding paragraphs; (b) Actual damages; (c) Compensatory damages; (d) Pre-judgment and post-judgment interest in an amount

Case 1:20-cv-00308-HSO-JCG Document 1-1 Filed 10/01/20 Page 7 of 13

allowed by law, but not less than 8% per annum; (e) Attorney's fees; (f) Court costs and expenses

in litigation; and (g) Any and all additional damages allowed by this Honorable Court.

WHEREFORE, PREMISES CONSIDERED, Plaintiff prays that this Complaint be received

and filed, and that Defendants be summoned to answer her Complaint and further that upon a trial

by jury in this cause, judgment be entered against Defendants, jointly and severally, for any and

all actual and compensatory damages to which Plaintiff is entitled. Plaintiff further prays that she

be rewarded pre-judgment and post-judgment interest in an amount allowed by law, but not less

than 8% per annum; attorney's fees; court costs and expenses in litigation; and such other general

relief to which she may be entitled.

Respectfully submitted, this the 19th day of August, 2020.

CHRISTINE BERNARD, Plaintiff

By:		_
-	CORBAN GUNN. (MSB #101752)	

Corban Gunn, (MSB #101752) CORBAN GUNN, PLLC P.O. Box 1466 Biloxi, Mississippi 39533 Telephone: (228) 284-6805

Facsimile: (228) 284-6806 corban@corbangunn.com

Document #: 3

Filed: 08/21/2020



IN THE COUNTY COURT OF JACKSON COUNTY, MISSISSIPPI

CHRISTINE BERNARD

PLAINTIFF

VERSUS

CAUSENO: <u>CO-2020-21</u>06

DGLOGISTICS,LLC; AND JOHN AND JANE DOES A; B; AND C

DEFENDANTS

<u>SUMMONS</u>

THE STATE OF MISSISSIPPI

TO:

Corporation Service Company c/o DG Logistics, LLC 2908 Poston Avenue Nashville, TN 37203

NOTICE TO DEFENDANT(S)

THE COMPLAINT ATTACHED TO THIS SUMMONS IS IMPORTANT AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS.

You are required to mail or hand-deliver a copy of a written response to the Complaint to <u>CORBAN GUNN</u>, <u>PLLC</u>, the attorney for the Plaintiff whose post office address is <u>P.O. Box 1466</u>, <u>Biloxi</u>, <u>MS 39533</u>, and whose street address is 175 Lameuse St., Suite C, Biloxi, MS 39530. Your response must be mailed or delivered within thirty (30) days from the date of delivery of this Summons and Complaint or a judgment by default will be entered against you for the money or other things demanded in the Complaint.

You must also file the original of your response with the Clerk of this Court within a reasonable time afterward.

COUNTY CLERK OF

BY AM O LANDO

EXHIBIT "A"

Document #: 4

Filed: 09/03/2020

Page 1 of 3

Case: 30CO1:20-cv-21106-MW

Document #: 3

Filed: 08/21/2020

IN THE COUNTY COURT OF JACKSON COUNTY, MISSISSIPPI

CHRISTINE BERNARD

PLAINTIFF

VERSUS

CAUSENO: <u>CO-2020-21</u> Dle

DG LOGISTICS, LLC; AND JOHN AND JANE DOES A; B; AND C

DEFENDANTS

SUMMONS

THE STATE OF MISSISSIPPI

TO: Corporation Service Company

> c/oDGLogistics,LLC 2908 Poston Avenue Nashville, TN 37203

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Issued under my hand and the seal of said Court, this the

JACKSON COUNTY, MISSIS

Case 1:20-cv-00308-HSO-JCG Document 1-1 Filed 10/01/20 Page 10 of 13

Case: 30CO1:20-cv-21106-MW Document #: 4 Filed: 09/03/2020 Page 2 of 3

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Case 1:20-cv-00308-HSO-JCG Document 1-1 Filed 10/01/20 Page 11 of 13

Case: 30CO1:20-cv-21106-MW Document #: 4 Filed: 09/03/2020 Page 3 of 3

Recipient: CORPORATION SERVICE COMPANY

Case: 30CO1:20-cv-21106-MW

Plaintiff: CHRISTINE BERNARD

Defendant: DG LOGISTICS, LLC; AND JOHN AND JANE DOES A; B; AND C

Court: COUNTY COURT OF JACKSON COUNTY, MISSISSIPPI

County: JACKSON

Documents: 2020)08_25 - ISSUED SUMMONS TO DG LOGISTICS, 2020_08_25 - FILED COMPLAINT

View attempt uploads

Shared with you by:

James Grady Legal Process of Tennessee contact@legalprocessoftennessee.com 615-755-7178

Document #: 5

Filed: 09/30/2020

Page 1 of 2

Case: 30CO1:20-cv-21106-MW

Document #: 3

Filed: 08/21/2020

IN THE COUNTY COURT OF JACKSON COUNTY, MISSISSIPPI

CHRISTINE BERNARD

PLAINTIFF

VERSUS

CAUSENO: <u>CO-2020-21</u> Jole

DG LOGISTICS, LLC; AND JOHN AND JANE DOES A; B; AND C

DEFENDANTS

SUMMONS

THE STATE OF MISSISSIPPI

TO:

Corporation Service Company c/o DG Logistics, LLC 2908 Poston Avenue Nashville, TN 37203

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You must also file the original of your response with the Clerk of this Court within a reasonable time afterward.

Issued under my hand and the seal of said Court, this the 20day of What

COUNTY CLERK OF JACKSON COUNTY, MISSISSIRI

BY: Amalal D.C

EXHIBIT "A"

Case 1:20-cv-00308-HSO-JCG Document 1-1 Filed 10/01/20 Page 13 of 13

Document #: 5 Filed: 09/30/2020 Page 2 of 2 Case: 30CO1:20-cv-21106-MW AFFIDAVIT OF SERVICE

Case: 30CO1:20-cv-21106- MW	Court: COUNTY COURT OF JACKSON COUNTY, MISSISSIPPI	County: JACKSON, MS	Job: 4822635	
Plaintiff / Petitioner: CHRISTINE BERNARD		Defendant / Respondent: DG LOGISTICS, LLC; AND JOHN AND JANE DOES A; B; AND C		
Received by: Legal Process of Tennessee		For: CORBAN GUNN, PLLC		
To be served upon: CORPORATION SERV	ICE COMPANY			

I, James Grady, being duly sworn, depose and say: I am over the age of 18 years and not a party to this action, and that within the boundaries of the state where service was effected, I was authorized by law to make service of the documents and informed said person of the contents herein

Recipient Name / Address: CORPORATION SERVICE COMPANY, COMPANY: 2908 POSTON AVE, NASHVILLE, TN 37203-1312

Manner of Service:

Registered Agent, Sep 2, 2020, 3:52 pm CDT

Documents:

2020)08 25 - ISSUED SUMMONS TO DG LOGISTICS (Received Aug 27, 2020 at 9:07am CDT), 2020_08_25 - FILED

COMPLAINT (Received Aug 27, 2020 at 9:07am CDT)

Additional Comments:

1) Successful Attempt: Sep 2, 2020, 3:52 pm CDT at COMPANY; 2908 POSTON AVE, NASHVILLE, TN 37203-1312 received by CORPORATION SERVICE COMPANY, Age: 60; Ethnicity: Caucasian; Gender: Female; Weight: 155; Height: 5'6"; Hair: Gray; The registered agent named Cathy Jones met me outside due to the covid-19 and accepted legal documents.

09/02/2020

James Grady

Date

Legal Process of Tennessee NASHVILLE, TN 615-755-7178